

# Monterey County

*Monterey County Government Center  
Board of Supervisor Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901*



## Meeting Agenda - Final

Tuesday, November 17, 2020

10:30 AM

**IMPORTANT COVID-19 NOTICE ON PAGE 2-4  
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINA 2-4**

## **Board of Supervisors of the Monterey County Water Resources Agency**

*Chair Supervisor Chris Lopez - District 3  
Vice Chair Supervisor Jane Parker - District 4  
Supervisor Luis A. Alejo - District 1  
Supervisor John M. Phillips - District 2  
Supervisor Mary L. Adams - District 5*

### **Important Notice Regarding COVID 19**

**Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, please do the following:**

**1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at [http://monterey.granicus.com/ViewPublisher.php?view\\_id=19](http://monterey.granicus.com/ViewPublisher.php?view_id=19), <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) or <https://www.facebook.com/MontereyCoInfo/>**

**If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.**

**2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in three ways:**

**a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.**

**b. if you are watching the live stream of the Board meeting, you may submit your comment, limited to 250 words or less, to the Clerk of the Board at [publiccomment@co.monterey.ca.us](mailto:publiccomment@co.monterey.ca.us). General public comment must be received during the General Public Comment item on the agenda, and comments on specific agenda items must be received as it is being heard. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.**

**c. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>**

**OR to participate by phone call any of these numbers below:**

- +1 669 900 6833 US (San Jose)**
- +1 346 248 7799 US (Houston)**
- +1 312 626 6799 US (Chicago)**
- +1 929 205 6099 US (New York)**

+1 253 215 8782 US

+1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push \*9 on your keypad.

3. Additional seating with audio of the Board meeting will be available in the Monterey Room on the 2nd floor of the County Government Center.

#### Aviso importante sobre COVID 19

Basado en la guía del Departamento de Salud Pública de California y la Oficina del Gobernador de California, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanecen abiertas, le recomendamos que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en [http://monterey.granicus.com/ViewPublisher.php?view\\_id=19](http://monterey.granicus.com/ViewPublisher.php?view_id=19), <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, deberá mantener un distanciamiento social apropiado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer un comentario público general o comentar un tema específico de la agenda, puede hacerlo de tres maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. Si está viendo la transmisión en vivo de la reunión de la Junta, puede enviar su comentario, limitado a 250 palabras o menos, al Secretario de la Junta en [publiccomment@co.monterey.ca.us](mailto:publiccomment@co.monterey.ca.us). Los comentarios del público en general deben recibirse durante el elemento de Comentarios del público en general en la agenda, y los comentarios sobre los elementos específicos de la agenda deben recibirse mientras se escuchan. En un esfuerzo por ayudar al Secretario a identificar el ítem

de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Se hará todo lo posible para leer su comentario en el registro, pero algunos comentarios pueden no leerse debido a limitaciones de tiempo. Los comentarios recibidos después de un ítem de la agenda serán parte del registro si se reciben antes del final de la reunión.

c. Puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

+1 669 900 6833 EE. UU. (San José)  
+1346248 7799 EE. UU. (Houston)  
+1312626 6799 EE. UU. (Chicago)  
+1929205 6099 EE. UU. (Nueva York)  
+1 253 215 8782 EE. UU.  
+1301715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un Código de participante, simplemente presionará # nuevamente después de que la grabación lo solicite.

Se lo colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono presione \* 9 en su teclado.

3. Los asientos adicionales con audio de la reunión de la Junta estarán disponibles en la Sala de Monterey en el segundo piso del Centro de Gobierno del Condado.

**NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to the corresponding Board Report.**

**PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.**

**Please refer to the separate agenda for the Board of Supervisors**

**Pursuant to Governor Newsom’s Executive Order No. N-29-20, some or all Supervisors may participate in the meeting by telephone or video conference.**

**10:30 A.M. - Call to Order**

**Roll Call**

**Pledge of Allegiance**

**Additions and Corrections by Clerk**

*The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

**General Public Comments**

*This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.*

**Consent Calendar**

1. Adopt a resolution to amend the Monterey County Water Resources Agency Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees.

**Attachments:** [Board Report](#)  
[Draft Resolution and MCWRA Article XI](#)  
[Article XI WRA redline version](#)  
[Ordinance No. 4065 Licensing of Docks](#)  
[2020 MCWRA Boat Dock Fee Study](#)

**Adjournment**



# Monterey County

## Item No.1

### Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

Legistar File Number: WRAG 20-476

November 17, 2020

**Introduced:** 11/3/2020

**Current Status:** Consent Agenda

**Version:** 1

**Matter Type:** WR General Agenda

Adopt a resolution to amend the Monterey County Water Resources Agency Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees.

#### RECOMMENDATION:

It is recommended that the Monterey County Water Resources Agency Board of Supervisors:

Adopt a resolution to amend the Monterey County Water Resources Agency Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees.

#### SUMMARY/DISCUSSION:

The Monterey County Water Resources Agency (MCWRA or Agency) is proposing approval of a resolution to amend the Monterey County Water Resources Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees (Attachments 1-2). MCWRA provides dock program administration to support the use of floating boat docks by recreational users at Nacimiento Reservoir (Reservoir). MCWRA administers the licensing and inspection program to mitigate hazardous conditions which may arise from docks, and other floating structures, being placed on the Reservoir surface. The licensing, inspection, and allowance for reasonable fee recovery is cited in the Monterey County Water Resources Agency Act and adopted, in part, in Ordinance No. 4065, dated May 2000 (Attachment 3).

The fees were originally placed in Ordinance No. 4065, but the ordinance was recently amended by the Agency Board of Supervisors so that the fees could be placed in the Agency's Fee Article XI. Placement of the fees in the Fee Article will allow the Agency to update the fees with more ease.

The MCWRA Board of Directors (BOD) received a report on the dock program at its September 2019 meeting. The report to the BOD highlighted the extent of nuisance and hazardous docks on the Reservoir; the need for increased inspection and licensing oversight to cite and abate all non-compliant docks; and the need for increased cost recovery. In response, MCWRA prepared a detailed Boat Dock Program Fee Study (Attachment 4). The Fee Study includes a phased improvement plan, a program fee and charge update with supporting worksheets, and a proposed compensation schedule in accordance with appropriate hourly rates for necessary personnel and equipment.

A previous version of the Fee Study was presented at the September 2020 meeting of the MCWRA's Reservoir Operations (ResOps) Advisory Committee. However, after the meeting in response to comments and concerns made by committee members and stakeholders the Fee Study was amended. The attached Boat Dock Program Fee Study (October 2020) provides more organization and detail

to support the proposed fee increases. It should be noted, the approach to enact full-cost recovery fees within a short period of time has been modified since the presentation at the ResOps Advisory Committee. This will allow dock owners relief from fee increases, which were viewed by some as significant and unreasonable. MCWRA has not increased boat dock fees in 20 years. The fee increases in the categories of annual license fee, additional slip fee, late penalty fee, and annual log-boom/floating barrier fee would have increased in some cases as much as 650% if a tiered approach was not applied. Subsequently, a tiered fee increase approach was discussed and is now proposed.

In summary, the objective of the proposed changes to the existing Fee Article are to achieve improvements to the boat dock program and to now over time recover costs associated with program implementation. In FY 2019/2020, the Agency collected \$34,000 in license fees and had a total \$85,000 in expenditures related to the boat dock program. Approval of the updated Fee Study and amendments to the Agency's Fee Article, as proposed, will allow the Agency to enact portions of the Phase I program improvement plan and increase cost recovery for the 2021 licensing year, which begins January 1, 2021. The Phase I improvements include modernizing the administration of the existing dock program with a new database and billing system; coordinating with Monterey County ITD for the development of an online licensing payment portal and insurance submittal system; modernizing field inspections through the use of portable devices for ease of dock condition recording, photo documentation, and geolocating; increasing the frequency of boat dock inspections in general to address the number of non-compliant docks floating on the Reservoir; and, enhancing the ability to address nuisance docks through increased abatement and disposal actions.

By definition, the changes to these fees are not a "tax" and are exempt from voter approval pursuant to Article XIII C Section 1(e)(1), (4) and (5) of the California Constitution (Prop. 26; charges imposed for specific benefit/privilege conferred to payor which does not exceed the reasonable costs to the local government of conferring the benefit or granting the privilege; a charge imposed for use of local government property; and a fine for a violation of the law).

This action to modify boat dock fees is not a project under the California Environmental Quality Act because it is a governmental funding mechanism which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment (CEQA Guidelines section 15378(b)(4)).

#### MCWRA Board of Director Input

At its October 19, 2020 meeting, the Agency's Board of Directors recommended that the Agency's Board of Supervisors adopt a resolution to amend the Monterey County Water Resources Agency Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees.

At its September 4, 2020 meeting, the Agency's Finance Committee recommended approval of a Boat Dock Program Fee Study to update dock fees and levy new fees and service charges necessary for the boat dock licensing program improvements.

At its September 24, 2020 meeting, the Agency’s ResOps Advisory Committee recommended approval of the Boat Dock Program Fee Study and a resolution to amend the Agency’s Fee Article with the expectation of more organization and details to be included in the Fee Study to address comments and concerns.

The alternative of “No-Project / No-Program” was mentioned for consideration by a member of the public at the September 2020 ResOps Meeting. The Agency could consider changes or elimination of functions for boat dock licensing and inspection. This would require investigation into how to offset or decrease the need to monitor those that recreate on dock type floating structures at Nacimiento Reservoir. The licensing and inspection program as it is currently administered provides safety and accountability for those who use the Reservoir. Importantly, it protects the Agency’s facilities including Nacimiento dam and associated outlet structures from damage and potential failure. The funds currently used for these licensing functions come from the Agency’s Fund 116. The Agency uses these funds for licensing functions, which are necessary in monitoring hazardous conditions from docks and to ensuring essential dam safety.

OTHER AGENCY INVOLVEMENT:

The County Counsel’s Office has reviewed, and approved as to legal form, the proposed amendment to Article XI of the Monterey County Master Fee Resolution.

FINANCING:

For FY 2020/2021, the proposed updated fees with the tiered fee approach would collect an estimated \$70,000 in revenue to be used towards partial implementation of Phase I program improvements.

Prepared by: Jennifer Bodensteiner, Associate Hydrologist (831) 755-4860

Approved by: \_\_\_\_\_  
Brent Buche, General Manager, (831) 755-4860

Attachments:

1. Draft Resolution and Monterey County Water Resources Agency Article XI
2. Monterey County Water Resources Agency Article XI - redline version
3. Ordinance No. 4065
4. Boat Dock Program Fee Study, dated October 7, 2020



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OTHER AGENCY INVOLVEMENT:

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FINANCING:

For FY 2020/2021, the proposed updated fees with the tiered fee approach would collect an estimated \$70,000 in revenue to be used towards partial implementation of Phase I program improvements.

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Approved by:   
Brent Buche, General Manager, (831) 755-4860

Attachments:

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**Before the Monterey County Water Resources Agency Board  
of Supervisors**

**Resolution No. 20-\_\_\_\_\_**

Resolution of the Board of Supervisors of the Monterey County Water Resources Agency to amend the Monterey County Water Resources Agency Fee Article XI of the Monterey County Master Fee Resolution to update the boat dock licensing program fees.

The Monterey County Water Resources Agency Board of Supervisors finds:

1. The Monterey County Water Resources Agency Act (California Water Code, Appendix 52, the “MCWRA Act”) gives the Monterey County Water Resources Agency (“MCWRA”) the authority to regulate, inspect, and license all structures, including docks and wharves, and their anchorage or mooring system that float on: (1) the surface of Nacimiento Reservoir; (2) within the area subject to MCWRA’s flowage easement; or (3) are located on real property of the Agency. The MCWRA Act also gives MCWRA the authority to charge a reasonable fee for licensing of these structures, and a fine if there is a violation of the law.

2. Section 1.40.010 of the Monterey County Code provides that all fees, penalties, refunds, reimbursements, and charges of any kind collected by Monterey County (“County”) may be specified in the Monterey County Fee Resolution. The County collects the fees for the MCWRA, and therefore Article XI for MCWRA fees is included within the Monterey County Fee Resolution pursuant to Section 1.40.010 of the Monterey County Code.

3. The MCWRA is proposing fee adjustments and updates and establishment of new fees to Article XI – MCWRA Fees of the Monterey County Master Fee Resolution for boat dock licensing and program improvements. The proposed fees more closely reflect, while still not exceeding, the actual and reasonable costs of services and benefits provided to the public by MCWRA.

4. The boat dock program fees were originally placed in MCWRA Ordinance No. 4065, but the ordinance was amended by the MCWRA Board of Supervisors so that the fees could be placed in Fee Article XI. Placement of the fees in the Fee Article will allow MCWRA to update the fees with more ease.

5. Any and all adjustments to fees for the benefit of using Nacimiento Reservoir reflect no more than the actual and reasonable cost of the benefit received by the payor and burdened on the MCWRA, arising from the use of boat docks and other floating structures on Nacimiento Reservoir which is MCWRA property.

6. By definition, the changes to these fees are not a “tax” and are exempt from voter approval pursuant to Article XIII C Section 1(e)(1), (4) and (5) of the California Constitution (Prop. 26; charges imposed for specific benefit/privilege conferred to payor

which does not exceed the reasonable costs to the local government of conferring the benefit or granting the privilege; a charge imposed for use of local government property; and a fine for a violation of the law).

7. This action to modify boat dock fees is not a project under the California Environmental Quality Act because it is a governmental funding mechanism which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment (CEQA Guidelines section 15378(b)(4)).

8. Said amendments to Article XI shall take effect no sooner than 30 days following final action on the adoption of the amendment.

**NOW, THEREFORE, BE IT RESOLVED**, the Monterey County Water Resources Agency Board of Supervisors hereby:

- a. Find the foregoing recitals are true and correct.
- b. Article XI – Monterey County Water Resources Agency Fees of the Monterey County Fee Resolution is amended, and fees of the MCWRA set forth in the attached Article XI hereto, and hereby adopted.
- c. All prior resolutions regarding such fees are hereby repealed.
- d. The effective date of the MCWRA boat dock program fees approved in this Resolution is December 17, 2020.

PASSED AND ADOPTED upon motion of Supervisor \_\_\_\_\_,  
seconded by Supervisor \_\_\_\_\_, and carried this \_\_\_\_\_ day of \_\_\_\_\_, 2020,  
by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Valerie Ralph Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book \_\_\_ for the meeting on \_\_\_\_\_.

Dated:

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

By \_\_\_\_\_  
Deputy

**ARTICLE XI**  
**MONTEREY COUNTY WATER RESOURCES AGENCY FEES**  
 (Per Resolution No. 20-XXX, adopted November 17, 2020 by the Board of Supervisors of the  
 Monterey County Water Resources Agency)

**SECTION I. LAND USE**

In March 2019, the Monterey County Resource Management Agency (RMA), at its cost and expense, assumed all responsibility with respect to stormwater and drainage management agreements, development and drainage review, floodplain management, and other services previously performed by the Monterey County Water Resources Agency (WRA) for the benefit of the RMA as a condition of various land use permits as established in Titles 20 and 21 of the Monterey County Code. Therefore, the WRA is no longer responsible for providing such land use permit review and implementation services, and such fees are removed from Article XI. The RMA in some cases may rely upon the WRA for technical and subject matter assistance and upon the request of the RMA, the WRA shall provide assistance to the RMA with respect to development and drainage review, floodplain management, and water supply. Services for such assistance shall be compensated in accordance with the appropriate hourly rate for the applicable personnel. Hourly rates listed below shall be adjusted annually by the WRA to reflect salary and benefit increases and/or Cost of Living Adjustment (COLA). WRA shall immediately notify the RMA of such adjustments.

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
General Manager	\$263.00	Per Hour
Deputy General Manager	\$233.00	Per Hour
Senior Engineer or Senior Hydrologist	\$170.00	Per Hour
Associate Engineer or Associate Hydrologist	\$146.00	Per Hour
Water Resources Hydrologist	\$113.00	Per Hour
Water Resources Technician	\$97.00	Per Hour

**SECTION 2. MISCELLANEOUS**

As described in Section 1, the RMA at its cost and expense, assumed the permit review and implementation services previously performed by the WRA as relating to stormwater and drainage management agreements, development and drainage review, and floodplain management. Therefore, the Section 2 miscellaneous fees pursuant to Government Code section 65104 for planning services provided by the WRA are mostly removed from Article XI. The WRA will continue its responsibility to provide services for water well permit review required per Monterey County Code Chapter 15.08, and Hydrogeologic Report administration and review required by Monterey County Code Title 19. The RMA will endeavor to create specific criteria for a determination of Long-Term Sustainable Water Supply (LTSWS) as required by General Plan Policies 3.1 and 3.2, and assumes the current responsibility of the WRA for providing an analysis of LTSWS for discretionary permits. Once there is a defined project to develop the specific criteria for LTSWS, the WRA will participate in the development of the specific criteria,

and the WRA will be reimbursed in accordance with the appropriate hourly rate for the applicable personnel as included in Section 1.

**A. Water well permits as required in Chapter 15.08, Monterey County Code**

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
1. Well Construction Fees for Wells Producing Over 5 acre-feet per year in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency	\$610.00	Each
2. Well Reconstruction/Destruction Fees for Wells in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency	\$365.00	Each
3. Well Construction/Destruction Database Maintenance Fees County Wide <sup>1</sup>	\$365.00	Each
4. Well Construction Fee for New Domestic Well, in the inland areas of Monterey County <sup>2</sup>	\$121.00	Each
5. Well Construction Fee for New High Capacity Well, in the inland areas of Monterey County <sup>3</sup>	\$243.00	Each

**B. Hydrogeologic Report Preparation as required by Title 19, Monterey County Code (Subdivisions)**

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
1. Contract Administration <sup>4</sup>	\$2,721.00	Deposit

**Notes:**

- 1) This fee is added to the \$610.08 in B-1, the \$365.83 in B-2, the \$121.58 in B-4, and the \$243.16 in B-5.
- 2) This fee is added to the \$610.08 in B-1 for new domestic wells with greater than fifteen (15) connections located in the inland areas of Monterey County within Zone 2C, and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- 3) This fee is added to the \$610.08 in B-1 for new wells proposing a flow over 1,000 gallons per minute that are located in the inland areas of Monterey County within Zone 2C and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- 4) When a hydrogeologic report is required to be prepared for a subdivision or other application subject to Title 19 of the Monterey County Code, the report shall be based on a comprehensive hydrological investigation prepared by a certified hydrogeologist, selected by the County and under contract with the County, at the applicant's expense. A deposit for staff costs associated with preparation and administration of the contract, and review of the hydrogeologic report shall be in addition to the deposit for the associated development application.

**SECTION 3. BOAT DOCK LICENSING PROGRAM**

FEE DESCRIPTION	AMOUNT	UNIT/TIME
Annual License Single Slip Fee		
-Year 2021	\$150.00	Per dock
-Year 2022	\$200.00	
-Year 2023	\$250.00	
Additional Slip Fee		
- Year 2021	\$50.00	Per add'l slip
- Year 2022	\$65.00	
- Year 2023	\$80.00	
Late Penalty Fee (on 30 days past due licensing fees)		
- Year 2021	\$25.00	Per dock
- Year 2022	\$50.00	
- Year 2023	\$75.00	
Appeal Filing	\$175.00	Per appeal
Return Check Fee	\$40.00	Per return item
Penalty for Violations	\$100.00	Per day
Disposal		
Single Slip	\$3,500.00	Per dock
Additional Slip	\$1,750.00	Per add'l slip
Outside Disposal Services provided as needed (Outside Service Provider)	Cost of Service	
Annual Log-Boom / Floating Barrier Licensing Fee		
- Year 2021	\$300.00	Per log-boom
- Year 2022	\$400.00	or floating
- Year 2023	\$500.00	barrier

**ARTICLE XI  
MONTEREY COUNTY WATER RESOURCES AGENCY FEES**

(Per Resolution No. ~~1920~~-XXX, adopted ~~September 17~~November 17, 2019~~2020~~ by the Board of Supervisors of the Monterey County Water Resources Agency)

**SECTION I. LAND USE**

In March 2019, the Monterey County Resource Management Agency (RMA), at its cost and expense, assumed all responsibility with respect to stormwater and drainage management agreements, development and drainage review, floodplain management, and other services previously performed by the Monterey County Water Resources Agency (WRA) for the benefit of the RMA as a condition of various land use permits as established in Titles 20 and 21 of the Monterey County Code. Therefore, the WRA is no longer responsible for providing such land use permit review and implementation services, and such fees are removed from Article XI. The RMA in some cases may rely upon the WRA for technical and subject matter assistance and upon the request of the RMA, the WRA shall provide assistance to the RMA with respect to development and drainage review, floodplain management, and water supply. Services for such assistance shall be compensated in accordance with the appropriate hourly rate for the applicable personnel. Hourly rates listed below shall be adjusted annually by the WRA to reflect salary and benefit increases and/or Cost of Living Adjustment (COLA). WRA shall immediately notify the RMA of such adjustments.

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
General Manager	\$263.00	Per Hour
Deputy General Manager	\$233.00	Per Hour
Senior Engineer or Senior Hydrologist	\$170.00	Per Hour
Associate Engineer or Associate Hydrologist	\$146.00	Per Hour
Water Resources Hydrologist	\$113.00	Per Hour
Water Resources Technician	\$97.00	Per Hour

**SECTION 2. MISCELLANEOUS**

As described in Section 1, the RMA at its cost and expense, assumed the permit review and implementation services previously performed by the WRA as relating to stormwater and drainage management agreements, development and drainage review, and floodplain management. Therefore, the Section 2 miscellaneous fees pursuant to Government Code section 65104 for planning services provided by the WRA are mostly removed from Article XI. The WRA will continue its responsibility to provide services for water well permit review required per Monterey County Code Chapter 15.08, and Hydrogeologic Report administration and review required by Monterey County Code Title 19. The RMA will endeavor to create specific criteria for a determination of Long-Term Sustainable Water Supply (LTSWS) as required by General Plan Policies 3.1 and 3.2, and assumes the current responsibility of the WRA for providing an analysis of LTSWS for discretionary permits. Once there is a defined project to develop the

specific criteria for LTSWS, the WRA will participate in the development of the specific criteria, and the WRA will be reimbursed in accordance with the appropriate hourly rate for the applicable personnel as included in Section 1.

**A. Water well permits as required in Chapter 15.08, Monterey County Code**

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
1. Well Construction Fees for Wells Producing Over 5 acre-feet per year in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency	\$610.00	Each
2. Well Reconstruction/Destruction Fees for Wells in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency	\$365.00	Each
3. Well Construction/Destruction Database Maintenance Fees County Wide <sup>1</sup>	\$365.00	Each
4. Well Construction Fee for New Domestic Well, in the inland areas of Monterey County <sup>2</sup>	\$121.00	Each
5. Well Construction Fee for New High Capacity Well, in the inland areas of Monterey County <sup>3</sup>	\$243.00	Each

**B. Hydrogeologic Report Preparation as required by Title 19, Monterey County Code (Subdivisions)**

<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
1. Contract Administration <sup>4</sup>	\$2,721.00	Deposit

**Notes:**

- 1) This fee is added to the \$610.08 in B-1, the \$365.83 in B-2, the \$121.58 in B-4, and the \$243.16 in B-5.
- 2) This fee is added to the \$610.08 in B-1 for new domestic wells with greater than fifteen (15) connections located in the inland areas of Monterey County within Zone 2C, and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- 3) This fee is added to the \$610.08 in B-1 for new wells proposing a flow over 1,000 gallons per minute that are located in the inland areas of Monterey County within Zone 2C and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- 4) When a hydrogeologic report is required to be prepared for a subdivision or other application subject to Title 19 of the Monterey County Code, the report shall be based on a comprehensive hydrological investigation prepared by a certified hydrogeologist, selected by the County and under contract with the County, at the applicant's expense. A deposit for staff costs associated with preparation and

administration of the contract, and review of the hydrogeologic report shall be in addition to the deposit for the associated development application.

**SECTION 3. BOAT DOCK LICENSING PROGRAM**

<u>FEE DESCRIPTION</u>	<u>AMOUNT</u>	<u>UNIT/TIME</u>
<u>Annual License Single Slip Fee</u>		
<u>-Year 2021</u>	<u>\$150.00</u>	<u>Per dock</u>
<u>-Year 2022</u>	<u>\$200.00</u>	
<u>-Year 2023</u>	<u>\$250.00</u>	
<u>Additional Slip Fee</u>		
<u>- Year 2021</u>	<u>\$50.00</u>	<u>Per add'l slip</u>
<u>- Year 2022</u>	<u>\$65.00</u>	
<u>- Year 2023</u>	<u>\$80.00</u>	
<u>Late Penalty Fee (on 30 days past due licensing fees)</u>		
<u>- Year 2021</u>	<u>\$25.00</u>	<u>Per dock</u>
<u>- Year 2022</u>	<u>\$50.00</u>	
<u>- Year 2023</u>	<u>\$75.00</u>	
<u>Appeal Filing</u>	<u>\$175.00</u>	<u>Per appeal</u>
<u>Return Check Fee</u>	<u>\$40.00</u>	<u>Per return item</u>
<u>Penalty for Violations</u>	<u>\$100.00</u>	<u>Per day</u>
<u>Disposal</u>		
<u>    Single Slip</u>	<u>\$3,500.00</u>	<u>Per dock</u>
<u>    Additional Slip</u>	<u>\$1,750.00</u>	<u>Per add'l slip</u>
<u>Outside Disposal Services provided as needed (Outside Service Provider)</u>	<u>Cost of Service</u>	
<u>Annual Log-Boom / Floating Barrier Licensing Fee</u>		
<u>- Year 2021</u>	<u>\$300.00</u>	<u>Per log-boom</u>
<u>- Year 2022</u>	<u>\$400.00</u>	<u>or floating</u>
<u>- Year 2023</u>	<u>\$500.00</u>	<u>barrier</u>

ORDINANCE NO. 04065

AN ORDINANCE OF THE MONTEREY COUNTY WATER RESOURCES AGENCY  
REPEALING ORDINANCE NO. 3672 AND ENACTING IN ITS PLACE, THIS ORDINANCE  
REGULATING THE LICENSING OF DOCKS AT NACIMIENTO LAKE AND  
ESTABLISHING DOCK LICENSING FEES

**County Counsel Summary**

*This ordinance repeals Ordinance No. 3672 and enacts in its place, this ordinance, pertaining to licensing of docks at Lake Nacimiento, to provide (1) for an increase in dock fees from \$40 to \$60, (2) for an increase in additional slip fee from \$15 to \$20, (3) that a dock use commercially acceptable flotation material and specified dock anchorage, (4) that applicant show proof of property ownership, such as a copy of tax bill or deed, where the dock is to be moored, or, in the alternative, provide a letter from a property owner granting permission for mooring, (5) that a dock constructed prior to the effective date of this ordinance be accepted for licensure if it meets the provisions of this ordinance, (6) that a disposal fee shall be charged to the property owner and/or licensee for any dock determined to be a nuisance, with such a fee being \$300 for single slip docks and \$125 for each additional slip, and (7) that the Agency has the right to remove moored docks not in compliance with this ordinance.*

The Board of Supervisors of the Monterey County Water Resources Agency repeals Ordinance No. 3672 and enacts, in its stead, this ordinance, to read as follows:

SECTION 1. REPEAL OF PRIOR ORDINANCE

Ordinance No. 3672 is hereby repealed.

SECTION 2. DEFINITIONS

The following definitions apply in this ordinance:

- (a) "Agency" is the Monterey County Water Resources Agency.
- (b) "Lake Nacimiento" or "lake" is the reservoir impounded by Nacimiento Dam in the County of San Luis Obispo.
- (c) "General Manager" is the General Manager of the Agency, or an employee of the Agency authorized to act on behalf of the General Manager.
- (d) "Dock" is any structure, raft, or vessel designed to float on water and not designed primarily for transport.
- (e) "Supervisors" is the Board of Supervisors of the Agency.

(f) "Licensing year" is the period from April 1 of any year to March 31 of the succeeding year.

(g) "Highwater mark" means the elevation or contour line that would be reached by the water in Lake Nacimiento when the lake is at the top of the dam spillway, elevation 800 feet. The lake is considered full when it is at the highwater mark.

(h) "Licensee" is the person who applies for a dock license and the person to whom the license is issued.

### SECTION 3. DOCK LICENSE REQUIRED

It shall be unlawful for any person to construct, moor, maintain, own, operate or use any dock on or in the waters of Lake Nacimiento unless said dock is first licensed by the Agency in conformity with this ordinance.

### SECTION 4. INITIAL AND RENEWAL LICENSES

(a) A dock license must be obtained from the Agency for each dock initially proposed to be constructed or placed within the highwater mark at Lake Nacimiento, in anticipation of floating such dock in the waters of Lake Nacimiento, before such dock is so constructed or placed. Such license shall be required, even though, at the time the dock is placed or constructed within the highwater mark, the lake bed is dry or partially dry. The license so issued shall expire on March 31 of the calendar year following the year in which the license is issued.

(b) Following the initial year of issuance, each dock license must be renewed on or before April 1 each licensing year during which the dock is left, reinstalled, or refloated on or in the waters of Lake Nacimiento. The renewal license shall expire on March 31 of the succeeding year. If a previously registered dock has been removed from the water or left high and dry and is not refloated until after April 1, the renewal of the license may be deferred, provided that the dock shall not be refloated until after issuance of the renewal license. Renewal is not required during any year in which the dock remains out of the water for the entire licensing year.

### SECTION 5. ANNUAL LICENSING FEE

Prior to issuance of an initial or renewal license, the licensee shall pay to the Agency an annual fee of \$60.00 per dock for all single-slip docks, or \$60.00 for the first slip plus \$20.00 for each additional slip for all multiple-slip docks. The General Manager shall determine the number of slips for which any particular dock is designed.

### SECTION 6. INDEMNITY AND INSURANCE

Before any initial license and any renewal license is issued by the General Manager, the licensee must file with the General Manager (a) a certificate of insurance issued by a company

authorized to do insurance business in the state of California, providing that the insurer will give to the Agency thirty days' notice of cancellation, and (b) an agreement executed by the applicant holding the Agency and Monterey County and their officers, agents, and employees harmless for any damage or injury resulting from the installation or use of the dock. The insurance shall have a combined single limit of not less than \$500,000 for public liability and property damage. The Supervisors may amend the required amount of insurance by resolution, and such amendment shall be effective for all initial and renewal licenses issued after the effective date of the resolution.

## SECTION 7. LICENSING CONDITIONS

(a) Each dock must be designed, constructed and maintained so that the dock or any of its parts will not capsize, break up, or slip its moorings and float at large on the surface of the lake.

(b) Styrofoam, poly-foam, or some other waterproof plastic foam material, or a commercially-constructed float manufactured specifically for dock flotation acceptable to the General Manager, shall be used for dock flotation. All foam material shall be encapsulated or enclosed by an outer layer sufficiently durable to withstand abrasion by normal contact with water and water-borne debris without damage to outer layer. Steel barrels may not be used for dock flotation. Plastic barrels, or barrel-like floats designed and manufactured specifically for flotation may be used but must meet all of the following conditions: (i) they must be completely filled with a waterproof plastic foam material, (ii) contain no toxic material, (iii) structurally designed to be attached securely to the dock in such a manner that they cannot become detached even if the dock is completely upset, and (iv) be approved by the Agency prior to being placed within the highwater mark of the Lake.

(c) Main dock anchorage shall consist of at least ½ inch diameter galvanized steel cable attached to anchorage with a combined weight of 2,500 pounds minimum. The anchorage shall be in two locations, one at or above the highwater mark elevation (800 feet above sea level) and one at the lowest Lake elevation that the dock is expected to float. The steel cable shall be strung between the two anchorage weights and the dock attached to the cable with a steel cable sling at each end of the dock. A light anchor or shore stake shall hold the dock near shore. The cable size and anchorage listed above are suitable for a dock with a dimension of 6 by 10 feet. Larger cable and heavier anchorage shall be used for larger docks (e.g., a 15 by 20 foot dock would require a 7/8 inch diameter main cable and an anchorage weight of at least 9,000 pounds).

(d) An applicant shall submit proof of property ownership for the land on which his or her dock is to be moored. Proof must be in the form of a copy of a deed or a recent San Luis Obispo County Tax Assessor's bill showing the parcel number of the property on which the dock is to be moored. If permission is granted by a property owner, other than the applicant, allowing the applicant to moor the dock, a letter shall be submitted by the property owner stating that permission is so granted, listing the name, address and telephone number of the applicant.

(e) Any dock(s) constructed prior to the effective date of this ordinance shall be accepted for licensure provided it is in compliance with the provisions of this ordinance.

(f) The General Manager shall not issue a license if in the opinion of the General Manager the dock does not comply with paragraphs (b) through (e), or there is a substantial danger that the dock will not comply with paragraph (a).

#### SECTION 8. DOCK LICENSE NUMBER

Each license issued pursuant to this ordinance shall be given an identifying number. The licensee shall forthwith paint or affix in a permanent manner said number in three-inch high numerals on said dock such that the number is readily visible at a distance from a boat on the lake.

#### SECTION 9. DOCKS FLOATING AT LARGE.

No licensee shall cause, suffer or permit any dock licensed to such licensee, or any part of such dock, to float at large upon the lake, without being tethered securely to a fixed location.

#### SECTION 10. REVOCATION OF LICENSES

A license may be revoked for any of the following reasons:

- (a) the dock is used or maintained in violation of any of the requirements of this ordinance;
- (b) deterioration, damage, or inadequate maintenance renders the dock a hazard;
- (c) at any time during the licensing year the dock fails to meet any of the conditions required to be met at the time of licensure;
- (d) the insurance required to be maintained expires or is terminated without renewal during the licensing year;
- (e) the licensee transfers ownership or responsibility for the dock, without issuance of a new license for the new owner or responsible party; or
- (f) the dock, or any part of the dock, is found floating at large on the lake causing a hazard to other users of the lake, to the reservoir's outlet works, to any other Agency property, or to Agency personnel.

#### SECTION 11. DISPOSAL FEE

Upon notice being provided to the property owner and/or licensee pursuant to Section 13, a disposal fee shall be charged to the property owner and/or licensee for any dock determined to

be a nuisance pursuant to Section 15. The disposal fee for a single-slip dock is \$300 and \$125 for each additional slip for all multiple-slip docks.

#### SECTION 12. NON-TRANSFERABILITY OF LICENSES

Licenses issued under this ordinance are not transferable. If a dock is sold or if responsibility for the dock changes hands, a new license shall be applied for and issued for the dock. When such a transfer occurs before expiration of the license, there will be no new license fee for the licensing year in which the transfer occurs.

#### SECTION 13. APPEALS

(a) Any decision by the General Manager concerning the granting or revocation of a license under this ordinance may be appealed. Such appeal shall be in writing and shall be filed with the General Manager within ten days after the date on which the General Manager gives notice of the decision to the owner.

(b) At the time of the filing of the appeal, the appellant shall pay to the Agency a filing fee of twenty-five dollars.

(c) An appeal shall set forth specifically the points at issue, the reasons for the appeal, and wherein the appellant believes there was an error or abuse of discretion by the General Manager.

(d) The appeal shall be heard by the Appeals Board established by Ordinance No. 3539, or by any successor body established by the Agency by ordinance or resolution for the purpose of hearing administrative appeals. Upon receipt of the notice of appeal, the Appeals Board shall set a date for public hearing thereon, giving notice thereof to the appellant. The Appeals Board may reverse or affirm, wholly or partly, or may modify the decision appealed from, and may make such order, requirement, decision or determination as should be made in light of the existing requirements set forth in this ordinance or any resolutions enacted pursuant to this ordinance. The decision of the Appeals Board shall be final.

(e) If no decision is made by the Appeals Board within sixty days after the date the appeal was filed with the General Manager, the appeal shall be deemed granted, except that this sixty-day period shall be extended by the length of all time extensions granted at the appellant's request in the appeal process.

#### SECTION 14. NOTICES

(a) Any notice required under this ordinance shall be in writing and shall be given as provided in this section.

(b) Except as otherwise provided in (c), below, notice shall be given by depositing the notice in the U.S. Mail, first class postage or better prepaid, addressed to the party to

be noticed at his or her address last known to the General Manager. In such event, the notice shall be deemed given three days after the date on which the notice is so deposited in the mail.

(c) If no address for the party to be noticed is known to the General Manager, then notice shall be given by affixing to the dock in question a copy of the notice and, if the dock in question is moored, then either before such posting or promptly thereafter, by depositing a copy of the notice in the U.S. Mail, first class postage or better prepaid, addressed to the owner of record of the land to which the dock is moored, at said owner's address shown on the tax assessor's records or other public documents. In such event, the notice shall be deemed given on the date the notice is posted on the dock.

#### SECTION 15. NUISANCES

(a) Any licensed or unlicensed dock or any part thereof is a public nuisance and may be summarily abated by the General Manager if such dock or part thereof is not properly maintained in accordance with the standards in this ordinance, tethered securely to a fixed location, and is (i) floating on the surface of the lake or (ii) aground within the highwater mark of the Lake and is subject to flotation on a rise of the Lake level.

(b) Summary abatement may include destruction of the dock. However, if the dock has been licensed, the dock shall not be destroyed until after (i) the General Manager gives notice to the licensee that the dock may be retrieved if the mooring facilities are brought into compliance with Agency regulations, and (ii) the licensee fails to bring the mooring into compliance within thirty days of said notice or within such further time as the General Manager may grant.

#### SECTION 16. PENALTIES

(a) Any person violating any of the provisions of this ordinance shall be guilty of an infraction which is punishable by a fine not to exceed \$100.00 for each violation.

(b) Any violation which occurs or continues to occur from one day to the next shall be deemed a separate violation for each day during which such violation occurs or continues to occur.

(c) If licensee fails to comply with the standards and requirements in this ordinance, the property owner shall assume full responsibility for all fees owed to the Agency, including any and all disposal fees and removal expenses as appropriate.

(d) Agency shall have the right to remove, at the property owner's and/or licensee's expense, all licensed or unlicensed, tethered or untethered, boat docks not complying with the licensing conditions set forth herein.

SECTION 17. SEVERABILITY

If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid by a court of competent jurisdiction, the remainder of the ordinance, or the application of such provision to other persons or circumstances, shall not be affected thereby.

SECTION 18. EFFECTIVE DATE

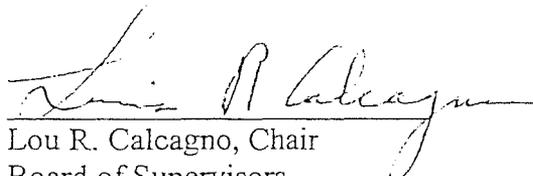
This Ordinance shall take effect on the thirty-first (31<sup>st</sup>) day after its adoption.

PASSED AND ADOPTED this 30 day of May, 2000, by the following vote:

AYES: Supervisors Salinas, Pennycook, Calcagno, Johnsen and Potter.

NOES: None.

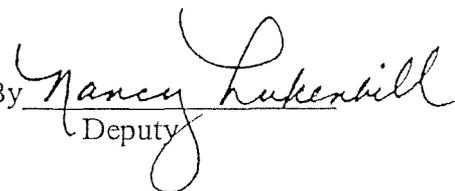
ABSENT: None.



Lou R. Calcagno, Chair  
Board of Supervisors  
Monterey County Water Resources Agency

ATTEST:

SALLY REED  
Clerk of the Board

By   
Deputy

# Monterey County Water Resources Agency

## Boat Dock Program Fee Study



October 7, 2020



Prepared by the MCWRA Operations Division

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## Appendices

Appendix A – MCWRA Boat Dock Program Fees & Service Charges

# 1 Background and Summary of Recommendations

## 1.1 Background

In 1972, the Monterey County Water Resources Agency (MCWRA or Agency) established a boat dock licensing program for Nacimiento Reservoir (Reservoir). The program was developed to support the recreational use of boat docks (docks) on the Reservoir and to monitor any hazardous conditions which may arise. The program has continued over the years with the MCWRA adopting multiple ordinances to enforce the rules and regulations for docks on Reservoir including:

- Ord. No. 1869, 1972
- Ord. No. 2036, 1974
- Ord. No. 2686, 1981
- Ord. No. 3659, 1993
- Ord. No. 3672, 1998
- Ord. No. 4065, 2000

Ordinance No. 4065 can be viewed at this link:

<https://www.co.monterey.ca.us/home/showdocument?id=19814>

## 1.2 Boat Dock Program Overview

The MCWRA owns and has jurisdiction over the water surface, the flowage easement, and the property below which comprise Nacimiento Reservoir. Due to the rise and fall of the Reservoir's water elevation, it is necessary to require that docks be designed, constructed and maintained so as to prevent their capsizing, breaking up, or slipping from their moorings. Docks are floating structures which can in part or in whole present a hazard to lake navigation and to outlet structures of the Reservoir's dam if not properly constructed and maintained. As such, MCWRA must ensure that docks meet necessary requirements to protect Reservoir operations and the dam, and to ensure fair and safe use of the Reservoir for all recreational users.

It is the MCWRA's responsibility to ensure that all docks on the Reservoir comply with current dock licensing conditions including:

- 1) Proper design, construction, and maintenance;
- 2) Construction with acceptable dock flotation methods and materials;
- 3) Main dock anchor consisting of ½ galvanized steel cable; and
- 4) Proof of property ownership and possession of liability insurance.

Any dock can become a nuisance and an operational hazard if not properly constructed, moored, maintained, owned, operated, and used on the waters of the Reservoir. Per MCWRA Ordinance Number 4065, the General Manager of the MCWRA shall not issue a license if in the opinion of the General Manager the dock



does not comply with the above listed licensing conditions. In that regard, the field inspection support functions and the dock licensing services of the dock program are critical to ensuring the safety of Nacimiento Reservoir and Dam.

### 1.3 Study Objectives

In September 2019, the MCWRA Board of Directors received a report on the Agency’s boat dock licensing and inspection program. The report was prepared under the direction of the Agency’s Operations Division. The report revealed the MCWRA’s boat dock program needed a substantial amount of enhancement to address current deficiencies, and facilitate an increase in inspections and licensing oversight. As a result, the key goals and objectives of this study include:

#### Boat Dock Program Improvement Plan – Phases I and II

- Develop a phased plan to identify necessary enhancements and oversight to the current boat dock program.
- The plan will consist of Phase I and Phase II recommendations.

#### Program Fee & Charge Update

- Review and update MCWRA’s fees to reflect the current cost of providing service for each type of fee necessary to the boat dock program.
- Work internally within MCWRA to identify the staffing needs, time, and materials associated with each type of fee and charge.

This report summarizes key findings and recommendations.

### 1.4 Process

The MCWRA Operations Division worked closely with Agency’s Land Use and Lease (LU&L) subcommittee during the preliminary development of the program plan and the fee updates. In addition to several meetings with the LU&L, the process will include a number of public meetings with the Finance and Reservoir Operations Advisory Committees, and Board of Directors to review findings, discuss draft recommendations, and receive input from Board Members and the community. A schedule of public meetings is listed below in Table 1:

*Table 1- Schedule of Public Meetings*

Schedule of Public Meetings		
Date	Meeting	Purpose
September 4, 2020	Finance Committee Meeting	Review preliminary update of program fees
September 24, 2020	Reservoir Operations Advisory Committee Meeting	Review preliminary update of program fees
October 19, 2020	Board of Director Meeting	Review and consider recommendations for update of fees
November 17, 2020	Board of Supervisors Meeting	Consider update of fees



## 1.5 Summary of Recommendations

The table below shows the recommended fees and charges. The fee study determined the necessary fees to cover the expenses to reasonably operate the dock program through the Boat Dock Program's Phase 1 improvement plan. The fees and charges include a 3-year tiered cost increase to reflect reasonable fees to dock owners. These fees do not result in full-cost recovery of staff time, but given that the fees have not increased in 20 years it starts the process to full-cost recovery.

<b>Updated Fees &amp; Charges</b>		
<b>Fee Description</b>	<b>Current Fees</b>	<b>Updated Fees</b>
Annual License Single Slip Fee -Year 2021 -Year 2022 -Year 2023	\$60.00	\$150.00 \$200.00 \$250.00
Additional Slip Fee -Year 2021 -Year 2022 -Year 2023	\$20.00	\$50.00 \$65.00 \$80.00
Late Penalty Fee (on 30 days past due licensing fees) -Year 2021 -Year 2022 -Year 2023	-	\$25.00 \$50.00 \$75.00
Appeal Filing Fee	\$25.00	\$175.00
Return Check Fee	-	\$40.00
Penalty Fee for Violations	\$100.00 (per day)	\$100.00 (per day)
Disposal Fee Single Slip Additional Slip	\$300.00 \$125.00	\$3,500.00 \$1,750.00
Fee for Outside Disposal Services, provided as needed (Outside Service Provider)	-	Cost of service
Annual Log-Boom / Floating Barrier Licensing Fee -Year 2021 -Year 2022 -Year 2023	-	\$300.00 \$400.00 \$500.00



## 2 Program Plan & Fee Study

### 2.1 Historical Fees and Charges

The annual dock licensing fee has marginally increased over the years and has not been increased enough to fully cover the expenses of the dock program. The dock fee and increases over the years include:

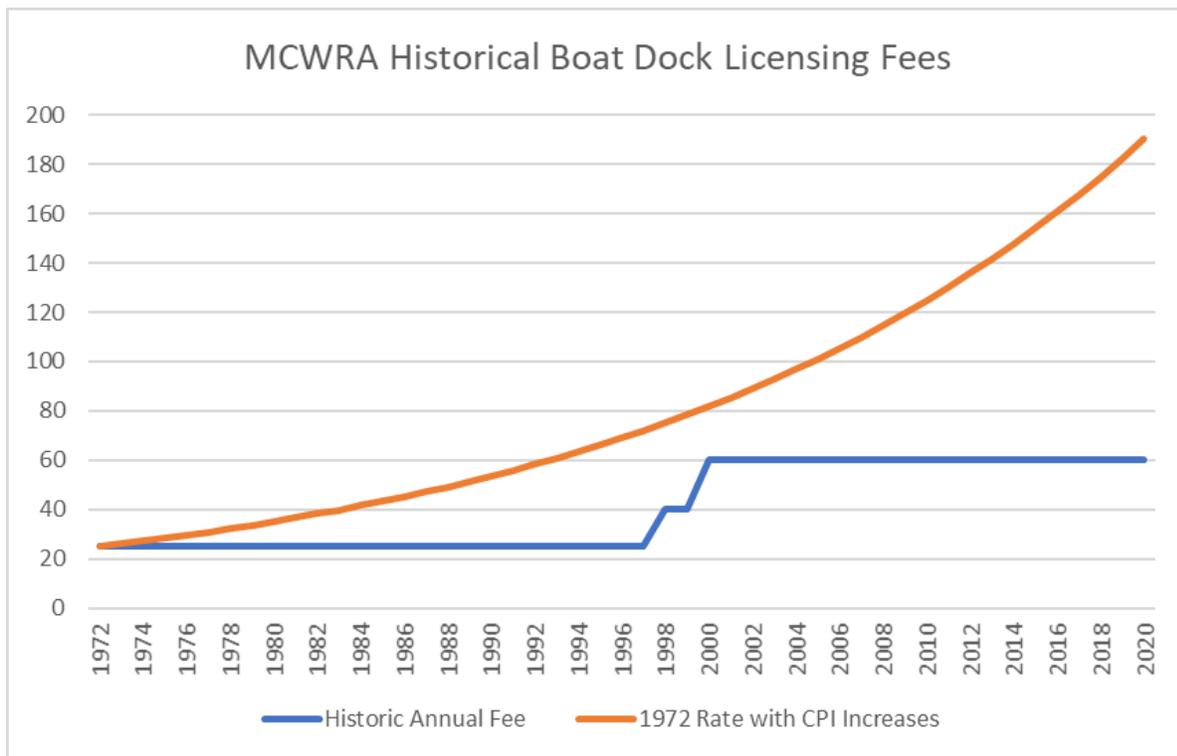
Annual licensing fee single slip 1972 - \$25.00

Annual licensing fee single slip 1998 - \$40.00

Annual licensing fee single slip 2000 - \$60.00

The following Figure 1 shows a long-term history of the annual licensing fee. MCWRA did not adjust rates for over 25 years from 1972 to 1998 and subsequently began adopting small, gradual fee increases with the last occurring in 2000. The following chart compares MCWRA's historical annual boat dock licensing fee to a measure of inflation known as the Consumer Price Index (CPI). The CPI index numbers used are for the area of San Francisco-Oakland-Hayward.

Figure 1 - MCWRA Historical Boat Dock Licensing Fees



Additionally, other fees have historically been added throughout the years.

Those fees include:

Annual licensing fee for an additional slip 1998 - \$15.00



Annual licensing fee for an additional slip 2000 - \$20.00

Disposal fee single slip 2000 - \$300.00

Disposal fee each additional slip 2000 - \$125.00

Appeal filing fee - \$25.00

## 2.2 Boat Dock Program Improvement Plan

The MCWRA developed a Phase I and Phase II program improvement plan to identify annual licensing fee and other fee requirements, evaluation of service scenarios, and determination of future fee increases.

Phase I – Modernize the administration of the existing program with a new database and billing system; coordination with Monterey County ITD for the development of an online payment portal and insurance submittal system; modernize field inspections through the use of portable devices for ease of dock condition recording, photo documentation, and geolocating; increase the frequency of boat dock inspections in general to address the number of non-compliant docks floating on the Reservoir; and enhance the MCWRA’s ability to address nuisance docks through increased abatement and disposal.

Phase II – Create a non-compliant materials phase-out program to eliminate all foam material from docks which is not encapsulated and eliminate other types of dock materials hazardous to water resources; create a barcoded inventory system for all docks on the Reservoir by issuing annual decals to dock owners instead of paper-based licensing certificates; create a dock contractor requirement requiring all dock builders and installers to be pre-approved by the MCWRA for work or installation of docks on the Reservoir; and coordinate with ITD for continued technologies need for a secure licensing and inspection portal.

## 2.3 The MCWRA Act and Proposition 26

The Monterey County Water Resources Agency Act (California Water Code, Appendix 52, the “MCWRA Act”) gives MCWRA the authority to regulate, inspect, and license all structures, including docks and wharves, and their anchorage or mooring system that float on: (1) the surface of Nacimiento Reservoir; (2) within the area subject to MCWRA’s flowage easement; or (3) are located on real property of the Agency. The MCWRA Act also gives MCWRA the authority to charge a reasonable fee for licensing of these structures, and a fine for a violation of the law.

The MCWRA Act also gives MCWRA the authority to seek injunctive relief for unlicensed structures, or summarily abate any untended structure floating on the surface of the Reservoir that is neither anchored nor moored, or any untended structure found on MCWRA property. It is a misdemeanor to maintain, anchor, or moor or suffer to be maintained, anchored, or moored on property of which one is possessed any unlicensed structure when that structure is required to be licensed



pursuant to the MCWRA Act. The misdemeanor is punishable by a fine not to exceed \$500. Each day of violation of these provisions constitutes a separate offense.

Proposition 26 redefines fees and charges levied by local agencies as “taxes”, which are subject to voter approval. However, Proposition 26 included seven exceptions under which local fees are not considered taxes and are therefore not subject to voter approval (California Constitution Article XIII C, Section 1(e)). The fees being considered in this report are exempt from voter approval, as they are not a tax pursuant to Proposition 26 (California Constitution Article XIII C, Section 1(e)(1), (4) and (5)).<sup>1</sup> Specifically, the fees are imposed for a specific benefit conferred or privilege granted, for use of local government property, and a fine for a violation of law.

## 2.4 Fee and Charge Update Methodology

Updated fees were developed based on a detailed evaluation of the amount of staff time and materials required to provide each type of service. This evaluation includes:

- **Staff Time & Billable Rates** – MCWRA staff identified the staff positions and the reasonable amount of time required for providing each type of boat dock related service. Billable rates per position includes a fully-burdened hourly rate that includes cost recovery for salary and benefits for each position. In cases where MCWRA employs multiple people for the same position, the average rate per position was used in the fee update.
- **Overhead Allocation** – MCWRA provides a number of administrative and internal support services through various departments (e.g., Administration, Finance, Information Technology, etc). The MCWRA evaluated a number of alternative approaches for allocating these internal overhead costs. The updated fees calculated in this report incorporate a generally accepted overhead allocation of 20% based on the overhead the MCWRA expends on a share of total budgeted expenses.
- **Materials/Vehicles/Other Costs** – A number of fees include recovered for costs incurred for providing each type of boat dock related services such as materials, use of vehicles/vessels, equipment, printing, postage, and/or fees charged by other entities. The updated fees include cost recovery for these expenses, without markup.

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<sup>1</sup> “As used in this Article, “tax” means any levy, charge, or exaction of any kind imposed by a local government, except the following:...(1) A charge imposed for a specific benefit conferred or privilege granted directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the local government of conferring the benefit or granting the privilege...(4) A charge imposed for entrance to or use of local government property, or the purchase, rental, or lease of local government property...(5) A fine, penalty, or other monetary charge imposed by the judicial branch of government or a local government, as a result of a violation of law...”



- Facility Cost Recovery** – Some fees include a component for facility and service cost recovery. For example, fees for solid waste haulers and disposal include cost recovery for the share of specific facilities required for receiving and processing nuisance and hazardous boat dock materials and associated types of hauled waste. When applicable, the facility cost recovery is based on the actual cost for the share of each type of facility or service provider identified by MCWRA staff as required for providing each service.

## 2.5 Updated Fee Recommendations

The below Tables 2 and 3 show a schedule of current and updated fees, and a comparison to full-cost recovery fees. A tiered fee increase approach is proposed and for policy considerations the MCWRA should set the rates in four categories below established full-cost recover rates – see Table 2. More specifically, the MCWRA did not increase fees for some time over the past 20 years. The fee increases in the categories of Annual License Fee, Additional Slip Fee, Late Penalty Fee, and Annual Log-Boom/Floating Barrier Licensing Fee would increase in some cases as much as 650% if applying fees at full-cost recovery. This increase is not reasonable to dock owners. Stakeholder outreach is necessary in future years 2021, 2022, 2023 and beyond when fee increases are considered. The proposed MCWRA outreach effort in these years will allow dock owners, property owners, and the communities of Nacimiento Reservoir an opportunity to demonstrate all measures of compliance, safety, water quality, and enforcement can be met at the tiered fee amounts. If the MCWRA demonstrates at a time in the future the outreach effort is unsuccessful and more regulatory oversight is needed, then fees at full-cost recovery rates should be considered. In any case, work should be done with stakeholders to revisit the fees more often.

Table 2 - Updated Fees & Charges with Tiered Fee Increases

Updated Fees & Charges			
Fee Description	Current Fees	Proposed Tiered Fees (% Increase)	Fees at Full-Cost Recovery (% Increase)
Annual License Single Slip			
-Year 2020	\$60.00		
-Year 2021		\$150.00 (60%)	
-Year 2022		\$200.00 (25%)	
-Year 2023		\$250.00 (20%)	\$400 (567%)
Additional Slip Fee			
-Year 2020	\$20.00		
-Year 2021		\$50.00 (60%)	
-Year 2022		\$65.00 (23%)	
-Year 2023		\$80.00 (20%)	\$150 (650%)



Late Penalty Fee (on 30 days past due licensing fees)			
-Year 2020	-		
-Year 2021		\$25.00	
-Year 2022		\$50.00	
-Year 2023		\$75.00	\$100
Annual Log-Boom / Floating Barrier Licensing Fee			
-Year 2020	-		
-Year 2021		\$300.00	
-Year 2022		\$400.00	
-Year 2023		\$500.00	\$800.00

The proposed fees in Table 3 represent standard fees that would apply in limited situations related to Appeals, Return Checks, and Disposal services as necessary. In these situations, the fees are proposed at full-cost recovery.

Table 3 - Updated Fees & Charges at Full-Cost Recovery

Updated Fees & Charges		
Fee Description	Current Fees	Proposed Fees at Full-Cost Recovery
Appeal Filing Fee	\$25.00	\$175.00
Return Check Item Fee	-	\$40.00
Disposal Fee Single Slip	\$300.00	\$3,500.00
Additional Slip	\$125.00	\$1,750.00
Fee for Outside Disposal Services, provided as needed (Outside Service Provider)	-	Cost of service

Note: Cost of service includes billable wages and benefits, overhead, materials, vehicle/vessel usage, and other costs directly or indirectly incurred for providing the service for which a fee is charged.

Standard fees and charges are shown above. Different fees or charges may be levied on a case-by-case basis to better reflect the actual cost for providing a service, as determined by MCWRA.

The recommended updates of fees for Phase I improvements include increases to the annual licensing fee established in 1972, updates to other existing fees and includes



additional fees deemed necessary for the functions of the program. The Phase I program improvements include:

- Implementation of a new internal database and billing system for licensing administration (beginning Licensing Year 2021);
- Implementation of a new public online fee payment portal and insurance submittal system for annual dock licensing (beginning Licensing Year 2021);
- Modernization of field inspections using portable devices for ease of dock condition recording, photo documentation, and geolocating (beginning Licensing Year 2021; such services may be adjusted based on tiered fee increases and the resulting level of service will be proportional to revenue versus costs).
- Increases in the frequency of boat dock inspections in general to address the number of non-compliant docks floating on the Reservoir (beginning Licensing Year 2021; such services may be adjusted based on tiered fee increases and the resulting level of service will be proportional to revenue versus costs).
- Enforcement of dock licensing standards and address nuisance docks through increased abatement and disposal (beginning Licensing Year 2021; such services may be adjusted based on tiered fee increases and the resulting level of service will be proportional to revenue versus costs).

The Appendix A Boat Dock Program Fees and Services Charges is provided and contains the fee data including billable rates, overhead costs, and fee worksheets in support of the proposed updated fees.

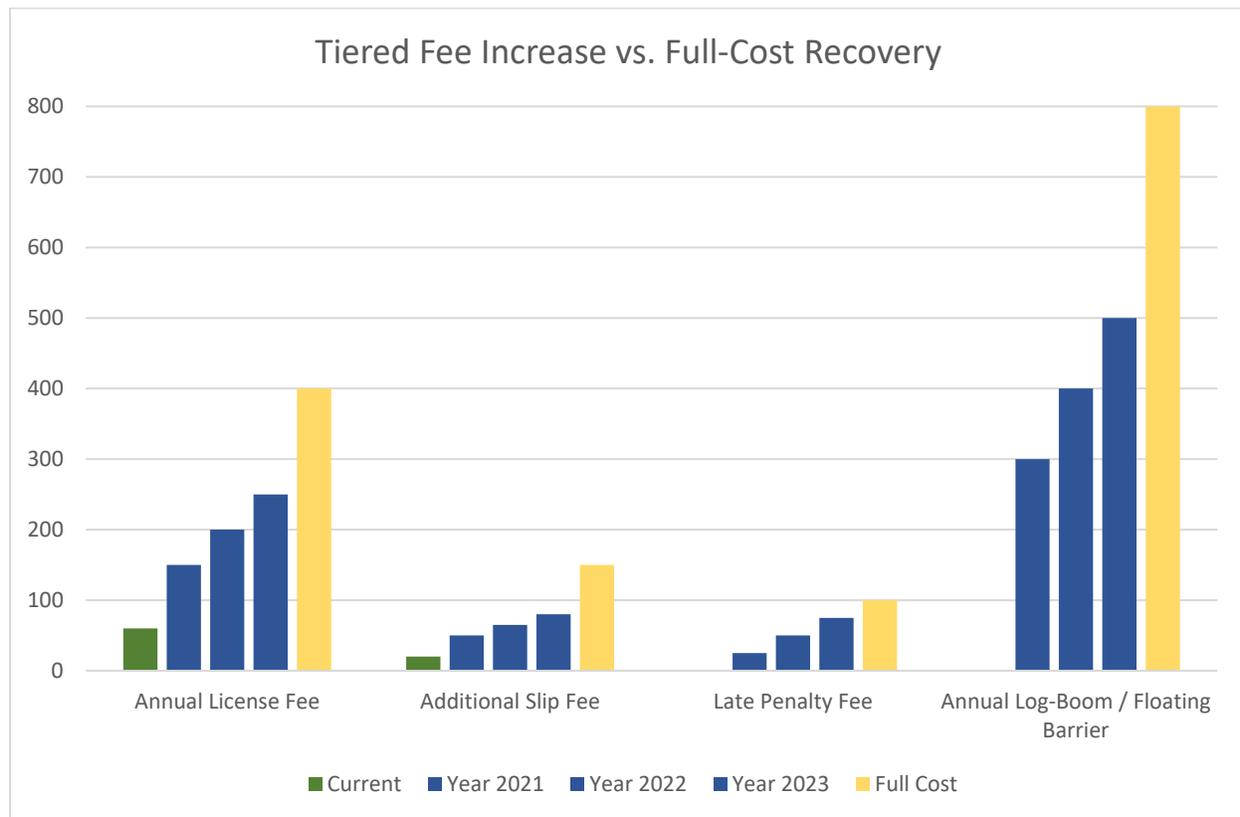
#### Detailed Discussion

The MCWRA is responsible for regulating the licensing of docks at the Nacimiento Reservoir and updating dock licensing fees, as necessary. The proposed fee increase is aligned with reasonable and accepted government accounting measures to recover costs for conducting services. The goal of the program is to get to full cost recovery over time, but given that fees stayed constant for 20 years, MCWRA proposes the Tiered Fee Increase approach.

All fee categories were considered, and worksheet calculations prepared for the full recovery of costs associated with each necessary dock service. The four categories of services most provided to, and used by dock owners, are proposed with relief from substantial fee increases by applying the Tiered Fee Increase approach. The below Table 4 shows the comparison of fees considered with Tiered Fee Increases relative to the Existing Fee, the Tiered Fee Increase over three years, and the calculated Full-Cost Recovery rates.



Table 4 - Tiered Fee Increase vs. Full-Cost Recovery Rates



The MCWRA is proposing relief from fee increases over Year 2021, Year 2022, and Year 2023, and is proposing to conduct stakeholder outreach to facilitate increased compliance via self-inspection among dock owners, property owners, and the communities of Nacimiento Reservoir. Stakeholders self-regulation will result in a decreased need for Agency oversight and inspections as they themselves assume portions of the required inspection effort. Work will be completed, and another fee study will be performed in future years to evaluate costs under these conditions and whether increased stakeholder engagement and accountability is effective to offset some costs. This future fee study should be performed in no more than 3 years' time, or by Year 2023.

In general, the current fee study has been conducted to consider the five necessary activities of the dock program, and analyze the cost recovery for these fee-based services and determine the appropriate level of services. Proposed fees are rounded to the nearest whole dollar and the Agency is proposing this analysis in support of updating the existing fees. Again, full cost recovery is essential over time to establishing a sustainable, effective, and enhanced boat dock program. Overall cost recovery for the existing dock program at the Agency is well below full cost recovery at an average of 40% in Fiscal Year 2019.



### *Licensing*

The MCWRA is responsible for processing initial and renewal dock licenses and determining which docks licenses can and cannot be issued or renewed. The general administrative, finance, operations, and environmental services required to process these annual requests consists of customer service, communications, database management, a secure web-based payment option, fee payment processing, insurance handling, records evaluation, and license certificate issuance. The time and labor necessary to annually license all docks (approximately 429) is considerable and has been reasonably estimated to recover MCWRA costs.

### *Inspection*

The MCWRA is responsible for inspecting initial, renewal, non-operational, and nuisance docks on the Reservoir. The field inspection support functions are an important component of the Agency's boat dock program. The inspection functions required to process initial, renewal, and non-operational annual dock licenses consists of regulating and monitoring dock construction, mooring, ownership, operation, location and use. It is unlawful for any person to construct or place a dock on the waters of the Reservoir without a license. Furthermore, licenses may be revoked subject to inspection for any of the following reasons:

- a. The dock is used or maintained in violation of any of the requirements of the ordinance;
- b. Deterioration, damage, or inadequate maintenance renders the dock a hazard;
- c. At any time during the licensing year the docks fails to meet any of the conditions required to be met at the time of licensure; and
- d. The dock, or any part of the dock, is found floating at large on the Reservoir causing hazard to other users, to the Reservoir's outlet works, to any other Agency property, or to Agency personnel

The actions of the field inspection also include identification of unlicensed, nuisance docks. These docks are subject to disposal fees and penalties. The time and labor necessary to annually inspect all licensed and unlicensed docks is considerable and has been reasonably estimated to recover Agency costs.

### *Nuisances*

The Agency is responsible for performing actions on both licensed and unlicensed docks which are deemed a public nuisance. The General Manager may summarily abate such docks which are not properly maintained, tethered securely to a fixed location, and are floating on the surface of the Reservoir or found on property owned in fee by the Agency, and are subject to flotation on a rise of Reservoir level. The time and labor necessary to address nuisances is considerable and has been reasonably estimated to recover Agency costs.



### *Disposal*

The Agency is responsible for abatement of nuisance docks which may include destruction of the boat dock, or part thereof, if such is not properly maintained in accordance with the standards of the ordinance. The time and labor necessary to address nuisances including disposal is considerable and has been reasonably estimated to recover Agency costs.

### *Violations*

The Agency has authority to regulate all boat dock licensing at Nacimiento Reservoir including issuing violations to property owners and licensees who violate the provisions of the ordinance. It is a misdemeanor to maintain, anchor, or moor or suffer to be maintained, anchored, or moored on property of which one is possessed any unlicensed structure when that structure is required to be licensed pursuant to the MCWRA Act. The misdemeanor is punishable by a fine not to exceed \$500. Each day of violation of these provisions constitutes a separate offense.

## 2.6 Future Fee Adjustments & Updates

In future years, the MCWRA Operations Division recommends that the Agency adjust its boat dock fees on an annual or biennial basis. However, the MCWRA can revise specific boat dock program fees and charges on a case-by-case in between fee updates when warranted.





## Monterey County Water Resources Agency



### Appendix A

### Boat Dock Program Fees & Service Charges

Prepared by the MCWRA Operations Division

October 2020

## MCWRA Boat Dock Program Fees and Charges

Updated Fees & Charges		
Fee Description	Current Fees	Updated Fees
Annual License Single Slip Fee -Year 2021 -Year 2022 -Year 2023	\$60.00	\$150.00 \$200.00 \$250.00
Additional Slip Fee -Year 2021 -Year 2022 -Year 2023	\$20.00	\$50.00 \$65.00 \$80.00
Late Penalty Fee (on 30 days past due licensing fees) -Year 2021 -Year 2022 -Year 2023	-	\$25.00 \$50.00 \$75.00
Appeal Filing Fee	\$25.00	\$175.00
Return Check Fee	-	\$40.00
Penalty Fee for Violations	\$100.00 (per day)	\$100.00 (per day)
Disposal Fee Single Slip Additional Slip	\$300.00 \$125.00	\$3,500.00 \$1,750.00
Fee for Outside Disposal Services, provided as needed (Outside Service Provider)	-	Cost of service
Annual Log-Boom / Floating Barrier Licensing Fee -Year 2021 -Year 2022 -Year 2023	-	\$300.00 \$400.00 \$500.00

Note: Cost of service includes billable wages and benefits, overhead, materials, vehicle/vessel usage, and other costs directly or indirectly incurred for providing the service for which a fee is charged.

Standard fees and charges are shown above. Different fees or charges may be levied on a case-by-case basis to better reflect the actual cost for providing a service, as determined by MCWRA.

**Billable Rates by Position and Overhead Calculations**

# MONTEREY COUNTY

## WATER RESOURCES AGENCY

### FY 2020-21 FULLY LOADED HOURLY STAFF RATES



Line #	POSITION	FULLY LOADED HOURLY RATE	Line #
1	ACCOUNTANT III	133.00	1
2	ACCOUNTING TECHNICIAN	83.00	2
3	ADMINISTRATIVE SERVICES ASSISTANT	120.00	3
4	ASSISTANT WATER MAINTENANCE SUPERINTENDENT	101.00	4
5	ASSOCIATE WATER RESOURCES ENGINEER	153.00	5
6	ASSOCIATE WATER RESOURCES HYDROLOGIST	153.00	6
7	DEPUTY GENERAL MANAGER	246.00	7
8	ENGINEERING AIDE II	86.00	8
9	FINANCE MANAGER II	159.00	9
10	GENERAL MANAGER	279.00	10
11	HYDROELECTRIC TECHNICIAN	95.00	11
12	OFFICE ASSISTANT III	73.00	12
13	SENIOR ACCOUNT CLERK	77.00	13
14	SENIOR SECRETARY - CONFIDENTIAL	87.00	14
15	SENIOR WATER MAINTENANCE WORKER	88.00	15
16	SENIOR WATER RESOURCES ENGINEER	180.00	16
17	SENIOR WATER RESOURCES HYDROLOGIST	180.00	17
18	WATER MAINTENANCE SUPERINTENDNT	125.00	18
19	WATER MAINTENANCE WORKER I	76.00	19
20	WATER MAINTENANCE WORKER II	81.00	20
21	WATER RESOURCES BIOLOGIST	118.00	21
22	WATER RESOURCES ENGINEER	118.00	22
23	WATER RESOURCES HYDROLOGIST	118.00	23
24	WATER RESOURCES TECHNICIAN	101.00	24

Rates are based on estimated productive hours and include salary, benefits, and supplemental pay.

## Fee Update Worksheets

<b>Annual Licensing Fee</b>				<b>Cost of License Per Each Single Slip</b>
<b>1. Staffing Cost Recovery</b>				
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal
Associate Water Resources Hydrologist	Monitoring and Reporting	0.50	153.00	76.50
Water Resources Technician	Inspections	0.50	101.00	50.50
Engineering Aide II	Monitoring, Reporting, Inspections	0.50	86.00	43.00
Senior Secretary	Administration	2.00	87.00	174.00
<b>TOTAL STAFFING COST RECOVERY:</b>		<b>3.50</b>		<b>344.00</b>
<b>2. Vehicle/Vessel Cost</b>				
Materials/Vehicles/Vessel/Other	Description	Miles / Hour	Cost / Rate	Total
Vehicle (To and From Nacimiento)	2 round trips of total 368 miles to complete appx. 350 boat docks (368/350=1.05 miles)	1.05	0.575	0.60
Vessel (On Nacimiento)	80 hours needed for inspections of appx. 350 docks (80/350=0.23 hours)	0.23	250.00	57.14
<b>TOTAL VEHICLE/VESSEL COST PER DOCK:</b>				<b>57.75</b>
<b>Cost per License</b>				
<b>1. Staffing Cost Recovery</b>				<b>344.00</b>
<b>2. Vehicle/Vessel Cost</b>				<b>57.75</b>
<b>TOTAL COST PER ANNUAL RENEWAL LICENSE:</b>				<b>401.75</b>
<b>3. Late Penalty Surcharge (Appx. 25% of license fee after 30 days past due)</b>				<i>Per Each Single Slip</i>
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal
Engineering Aide II	Monitoring, Reporting, Inspections	0.50	86.00	43.00
Senior Secretary	Track, print, and mail past due notice	0.75	87.00	65.25
<b>TOTAL LATE PENALTY SURCHARGE:</b>		<b>1.25</b>		<b>108.25</b>

<b>Additional Slip Fee</b>				<b>Cost of License Per Each Additional Slip</b>
<b>1. Staffing Cost Recovery</b>				
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal
Associate Water Resources Hydrologist	Monitoring and Reporting	0.10	153.00	15.30
Water Resources Technician	Inspections	0.15	101.00	15.15
Engineering Aide II	Monitoring, Reporting, Inspections	0.50	86.00	43.00
Senior Secretary	Administration	0.50	87.00	43.50
<b>TOTAL STAFFING COST RECOVERY:</b>		<b>1.25</b>		<b>116.95</b>
<b>2. Vehicle/Vessel Cost</b>				
Materials/Vehicles/Vessel/Other	Description	Miles / Hour	Cost / Rate	Total
Vehicle (To and From Nacimiento)	2 round trips of total 368 miles to complete appx.150 add'l slips (368/150=1.05 miles)	2.45	0.575	1.41
Vessel (On Nacimiento)	40 hours needed for inspections of appx. 150 add'l slips (40/150=0.23 hours)	0.27	150.00	40.00
<b>TOTAL VEHICLE/VESSEL COST PER DOCK:</b>				<b>41.41</b>
<b>Cost per License</b>				
<b>1. Staffing Cost Recovery</b>				<b>116.95</b>
<b>2. Vehicle/Vessel Cost</b>				<b>41.41</b>
<b>TOTAL COST PER ADDITIONAL SLIP:</b>				<b>158.36</b>

<b>Log-Boom / Floating Barrier License Fee</b>				<b>Cost of License Per Each Log-Boom</b>
<b>1. Staffing Cost Recovery</b>				
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal
Associate Water Resources Hydrologist	Monitoring and Reporting	0.25	153.00	38.25
Water Resources Technician	Inspections	3.00	101.00	303.00
Engineering Aide II	Monitoring, Reporting, and Inspections	0.25	86.00	21.50
Senior Secretary	Administration	1.00	87.00	87.00
<b>TOTAL STAFFING COST RECOVERY:</b>		<b>4.50</b>		<b>449.75</b>
<b>2. Material/Vehicle/Vessel Cost</b>				
Materials/Vehicles/Vessel/Other	Description	Miles / Hour	Cost / Rate	Total
Vehicle (To and From Nacimiento)	1 round trip of total 184 miles needed	184.00	0.575	105.80
Vessel (On Nacimiento)	14 hour on reservoir per each log-boom inspection	1.00	250.00	250.00
<b>TOTAL MATERIALS/VEHICLE/VESSEL COST PER DOCK:</b>				<b>355.80</b>
<b>Cost per Log-Boom License</b>				
<b>1. Staffing Cost Recovery</b>				<b>449.75</b>
<b>2. Material/Vehicle/Vessel Cost</b>				<b>355.80</b>
<b>TOTAL COST PER LOG-BOOM LICENSE FEE:</b>				<b>805.55</b>

<b>Disposal Fee</b>				<b>Cost Per Disposal Fee Per Each Single Slip and Additional Slip</b>	
<b>1. Staffing Cost Recovery</b>					
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal	
Water Maintenance Superintendent	Oversee Disposal including Monitoring and Reporting	1.00	125.00	125.00	
Senior Water Maintenance Worker	Perform Disposal including removal from water or floodage area, demo, load debris into truck, and haul off-site	6.00	88.00	528.00	
2 Water Maintenance Workers II	Perform Disposal including removal from water or floodage area, demo, load debris into truck, and haul off-site	6.00	81.00	486.00	
Engineering Aide II	Schedule and Document Disposal	1.00	86.00	86.00	
Senior Secretary	Administration tracking/noticing for time and billing	1.00	87.00	87.00	
<b>TOTAL STAFFING COST RECOVERY:</b>		<b>15.00</b>		<b>1,312.00</b>	
<b>2. Material/Vehicle/Vessel Cost</b>					
Materials/Vehicles/Vessel/Other	Description	Hours / Weight	Cost / Rate	Total	
Equipment (Backhoe)	Backhoe per hour	2.00	75.00	150.00	
Equipment (Dump Truck from Kritz Trucking, Paso Robles)	"End Dump" Truck per hour	4.00	125.00	500.00	
Vessel (On Nacimiento)	6 hours needed on reservoir to complete	6.00	250.00	1,500.00	
Dumping Costs (Paso Robles Landfill)	Sample wood dock: 10'x20' = 200 sq.ft x 10 lbs per sq.ft = 2,000 lbs or 1 ton (\$61 / ton)	1.00	61.00	61.00	
<b>TOTAL MATERIALS/VEHICLE/VESSEL COST PER DOCK:</b>				<b>2,211.00</b>	
<b>Cost per Single Slip</b>					
<b>1. Staffing Cost Recovery</b>				<b>1,312.00</b>	
<b>2. Material/Vehicle/Vessel Cost</b>				<b>2,211.00</b>	
<b>TOTAL COST PER DISPOSAL PER SINGLE SLIP:</b>				<b>3,523.00</b>	
<b>TOTAL COST PER DISPOSAL PER ADDITIONAL SLIP IS 50% OF THE SINGLE SLIP:</b>				<b>1,761.50</b>	

<b>Return Check Item Fee</b>				Cost per Return Item Fee <i>Per Each Transaction</i>
<b>1. Staffing Cost Recovery</b>				
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal
Senior Account Clerk	Processing Return in Accounting	-	77.00	-
Senior Secretary	Type, File, Copy, Coorespondence	-	87.00	-
<b>TOTAL STAFFING COST RECOVERY:</b>		-		-
<b>2. Materials/Other</b>				
Materials/Vehicles/Vessel/Other	Description		Cost / Rate	Total
Bank Fee	Return Fee Charge		38.000	38.00
Return Fee Notice to Customer	Printing and Mailing		2.00	2.00
<b>TOTAL MATERIALS/OTHER:</b>				<b>40.00</b>
<b>Cost per Return Item</b>				
<b>1. Staffing Cost Recovery</b>				-
<b>2. Materials/Other</b>				<b>40.00</b>
<b>TOTAL COST PER RETURN ITEM FEE:</b>				<b>40.00</b>

<b>Appeal Filing Fee</b>				Cost per Appeal Filing Fee <i>Per Each License</i>	
<b>1. Staffing Cost Recovery</b>					
Staff Position	Activity Description/Service Provided	Hours	Hourly Rate	Subtotal	
Engineering Aide II	Reporting and Information Provided for Appeal Hearing	0.50	86.00	43.00	
Senior Secretary	Prepare Appeal Filing for Board	1.50	87.00	130.50	
<b>TOTAL STAFFING COST RECOVERY:</b>		<b>2.00</b>		<b>173.50</b>	
<b>2. Materials/Other</b>					
Materials/Vehicles/Vessel/Other	Description		Cost / Rate	Total	
Scheduling with MCWRA Board of Directors and MCWRA Board of Supervisors	Notice Printing and Mailing per Appeal Filing		10.000	10.00	
<b>TOTAL MATERIALS/OTHER:</b>				<b>10.00</b>	
<b>Cost per Appeal Filing</b>					
<b>1. Staffing Cost Recovery</b>				<b>173.50</b>	
<b>2. Materials/Other</b>				<b>10.00</b>	
<b>TOTAL COST PER APPEAL FILING FEE:</b>				<b>183.50</b>	

**Boat Dock Licensing Fees: Full Cost vs Tiered Increase**

**Existing Fee with Historic Increases - Annual Licensing Fee**

Fee Year	Activity Description/Service Provided	Fee Rate Renewal	Percent Increase
1972	Admin Inspection & Licensing	25.00	-
1998	Admin Inspection & Licensing	40.00	38%
2000	Admin Inspection & Licensing	60.00	33%
<b>TOTAL INCREASE SINCE 1972:</b>			<b>140%</b>

**Full-Cost Recovery - Annual Licensing Fee**

Fee Year	Cost Per Annual License	Hourly Rate	Subtotal
2000 - 2020	Admin Inspection & Licensing	60.00	
2021	Phase 1 - Full Program Improvements	400.00	567%
<b>TOTAL FOR FULL-COST RECOVERY INCREASE BETWEEN 2000 and 2021</b>			<b>567%</b>

**Full-Cost Recovery - Additional Slip Fee**

Fee Year	Cost Per Additional Slip	Hourly Rate	Subtotal
2000 - 2020	Admin Inspection & Licensing	20.00	
2021	Phase 1 - Full Program Improvements	150.00	650%
<b>TOTAL FOR FULL-COST RECOVERY INCREASE BETWEEN 2000 and 2021</b>			<b>650%</b>

**Tiered Fee Increase - Annual Licensing Fee**

Fee Year	Cost Per License - Activity Description/Service Provided	Tiered Rate Renewal	Percent Increase
2000 - 2020	Admin Inspection & Licensing	60.00	-
2021	Phase 1 - Partial Program Improvements	150.00	60%
2022	Phase 1 - Partial Program Improvements	200.00	25%
2023	Phase 1 - Partial Program Improvements	250.00	20%
<b>TOTAL TIERED INCREASE BETWEEN 2000 and 2023</b>			<b>317%</b>

**Tiered Fee Increase - Additional Slip Fee**

Fee Year	Cost Per License - Activity Description/Service Provided	Tiered Rate Renewal	Percent Increase
2000 - 2020	Admin Inspection & Licensing	20.00	-
2021	Phase 1 - Partial Program Improvements	50.00	60%
2022	Phase 1 - Partial Program Improvements	65.00	23%
2023	Phase 1 - Partial Program Improvements	80.00	19%
<b>TOTAL TIERED INCREASE BETWEEN 2000 and 2023</b>			<b>300%</b>

**Tiered Fee Increase - Late Penalty Fee (new fee)**

Fee Year	Cost Per Additional Slip - Activity Description/Service Provided	Tiered Rate Renewal	Percent Increase
2000 - 2020	Admin Inspection & Licensing	-	-
2021	Phase 1 - Partial Program Improvements	25.00	100%
2022	Phase 1 - Partial Program Improvements	50.00	50%
2023	Phase 1 - Partial Program Improvements	75.00	33%
<b>TOTAL TIERED INCREASE BETWEEN 2000 and 2023</b>			<b>200%</b>

**Tiered Fee Increase - Log-Boom / Floating Barrier Licensing Fee (new fee)**

Fee Year	Cost Per Log-Boom/Floating Barrier - Activity Description/Service Provided	Tiered Rate Renewal	Percent Increase
2000 - 2020	Admin Inspection & Licensing	-	-
2021	Phase 1 - Partial Program Improvements	300.00	100%
2022	Phase 1 - Partial Program Improvements	400.00	25%
2023	Phase 1 - Partial Program Improvements	500.00	20%
<b>TOTAL TIERED INCREASE BETWEEN 2021 and 2023</b>			<b>67%</b>